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COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

2010 DEC 28 PM 12:44

CELA

In the Matter of)
)
Massa for Congress (Revised F&LA and) MUR 6275
Recommendations))

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on December 17, 2010, the Commission decided by a vote of 5-0 to take the following actions in MUR 6275:

1. Find reason to believe that Massa for Congress and Beverly Massa, in her official capacity as treasurer, violated 2 U.S.C. § 434(b) by failing to report debts and obligations in connection with the \$40,000 payment to Joseph Racialto.
2. Take no action at this time with respect to the allegation that Massa for Congress and Beverly Massa, in her official capacity as treasurer, and Eric Massa violated 2 U.S.C. § 439a(b) in connection with the \$40,000 payment to Joseph Racialto.
3. Take no action at this time with respect to Joseph Racialto.
4. Authorize the use of compulsory process in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary.

Federal Election Commission
MUR 6275
December 17, 2010

5. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Memorandum dated December 14, 2010.
6. Approve the appropriate letter.

Commissioners Bauerly, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision. Commissioner McGahn II did not vote.

Attest:

December 28, 2010
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission